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I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

BY:

Date:

November 21, 2003

MAIL STOP AF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:
HORST PESCHEL

Conf. No.: 3984

: Group Art Unit: 1647

Appln. No.: 09/596,507

: Examiner: Robert Clinton Hayes

Filing Date: June 16, 2000

: Attorney Docket No.: 600574-1
(K400417US)

Title: Synthetic Neuronal Tissue Derived From Neuronal Progenitor Cells

**NOTICE OF APPEAL FROM PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Decision dated July 21, 2003, Paper No. 16, of the Primary Examiner finally rejecting claims 44-49, 51-54, 58-61, 63, 64, 66-79, 83, and 84. This Notice is accompanied by a Petition for an extension of time, extending the time for response up to and including November 21, 2002. This Notice is therefore timely filed on Friday, November 21, 2003.

The items checked below are appropriate:

- ☐ A Petition for Extension of Time with extension fee for &@ month(s) to &@ to respond to the final rejection was filed on &@.
- ☒ A Petition for Extension of Time for one month to file the Notice of Appeal and the requisite extension fee in the amount of \$55 are enclosed.
- ☒ Notice of Appeal fee is enclosed (if applicable)
 - ☒ \$165.00 - Small Entity has been previously established in this case.
 - ☐ \$330.00.
 - ☐ Not required (fee paid in prior appeal).
- ☐ An oral hearing before the Board of Appeals is respectfully requested. Requisite fee is enclosed.
 - ☐ \$145.00 - Small Entity has been previously established in this case.

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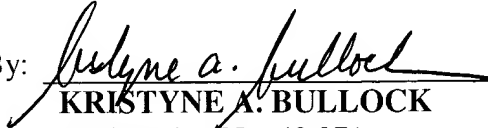
165.00 DP

- ☐ \$290.00.
- ☒ Our firm's checks in the amount of \$165 and \$55 are enclosed.
- ☒ The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-1017 (Billing No. 600574.0001) for any overpayments or deficiencies in the above-calculated fee. A duplicate copy of this notice is enclosed.

Respectfully submitted,

21 november 2003
(Date)

By:



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